IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

SUMMONS FOR JUDGMENT NO.67 OF 2007
IN
SUMMARY SUIT NO.1611 OF 2006

Hutchison Essar Ltd. ..Plaintiff.
Vs.
Jaipan Multi Level Marketing Co. & Anr. ..Defendants.
....
Ms. Dholakia i/b Dholakia Gupte & Co. for the Plaintiff.
Mr. Devansh Mohta with Ms. Sheetal Angne i/b Divya Shah Associates for the Defendants.
...

CORAM: **DR. D.Y. CHANDRACHUD, J.**

2nd April, 2007.

P.C. :

Prima facie, the defence that the claim is barred by limitation and that the customer service agreement was not with the Defendant in its corporate character, but with the individual employees raises triable issues. Unconditional leave to defend the suit ought to be granted and is accordingly granted. Written statement to be filed within a period of eight weeks from today.